

1                                   **UNITED STATES DISTRICT COURT**  
2                                   **DISTRICT OF NEVADA**

3 CANDY TORRES,

4                   Plaintiff

5 v.

6 ALLAN ROTHSTEIN and KYLE  
7 PUNTNEY,

8                   Defendants

Case No.: 2:19-cv-00594-APG-EJY

**Order Granting Motion for Determination  
of Good Faith Settlement**

[ECF No. 165]

9           Defendant Kyle Putney moves for an order declaring that his settlement with plaintiff  
10 Candy Torres was made in good faith. ECF No. 165. That declaration would shield Putney from  
11 claims by co-defendant Allan Rothstein for contribution and equitable indemnity under Nevada  
12 Revised Statutes § 17.245.

13           I have considered the relevant factors discussed by the Supreme Court of Nevada in *The*  
14 *Drs. Co. v. Vincent*, 98 P.3d 681, 686-87 (Nev. 2004). Putney's liability, if any, arises from  
15 Rothstein's alleged intentional torts. Putney can assert reasonable defenses against Torres's  
16 claims. Putney has no insurance available to cover any award entered against him in this case.  
17 And he does not have significant assets to pay an award. There is no evidence of fraud or  
18 collusion between Putney and Torres. Thus, there are several good reasons for Torres to settle  
19 with Putney, and the settlement amount is appropriate in light of those reasons.

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1 I THEREFORE ORDER that defendant Kyle Putney's motion (**ECF No. 165**) is  
2 **granted**. I find that Putney's settlement with plaintiff Candy Torres was made in good faith, and  
3 he is entitled to the protections of Nevada Revised Statutes § 17.245.

4 DATED this 2nd day of March, 2022.



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6 ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE  
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